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7 Attorney for Voncel Tate

8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,
11 Plaintiff,
12 v.
13 VONCEL TATE,
14 Defendant.
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Case No. 2:19-cr-00111-APG-NJK

**STIPULATION TO CONTINUE
SENTENCING HEARING**
(Ninth Request)

16 IT IS HEREBY STIPULATED AND AGREED, by and between Christopher Chiou,
17 Acting United States Attorney, and Brian Y. Whang, Assistant United States Attorney, counsel
18 for the United States of America, and Rene L. Valladares, Federal Public Defender, and
19 Nisha Brooks-Whittington, Assistant Federal Public Defender, counsel for Voncel Tate, that
20 the Sentencing Hearing currently scheduled on January 19, 2022 at 1:30 p.m., be vacated and
21 continued to a date and time convenient to the Court, but no earlier than sixty (60) days.

22 The Stipulation is entered into for the following reasons:

23 1. Mr. Tate wants to appear in person for his sentencing hearing. However, given
24 the recent increase in COVID-19 test positivity rate in the State of Nevada, which is currently
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21.1 percent¹, the parties seek a continuance to prevent the spread of the virus and to allow for proper safety precautions.

2. The defendant is incarcerated and does not object to the continuance.

3. The parties agree to the continuance.

This is the ninth stipulation to continue filed herein.

DATED this 7th day of January 2022.

RENE L. VALLADARES
Federal Public Defender

CHRISTOPHER CHIOU
Acting United States Attorney

/s/ Nisha Brooks-Whittington
By _____
NISHA BROOKS-WHITTINGTON
Assistant Federal Public Defender

/s/ Brian Y. Whang
By _____
BRIAN Y. WHANG
Assistant United States Attorney

¹ <https://nvhealthresponse.nv.gov/> (last accessed January 7, 2022).

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,
4
5 Plaintiff,
6 v.
7 VONCEL TATE,
8 Defendant.

Case No. 2:19-cr-00111-APG-NJK

ORDER

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10 Based on the pending Stipulation of counsel, and good cause appearing,

11 IT IS THERFORE ORDERED that the sentencing hearing currently scheduled for
12 Wednesday, January 19, 2022 at 1:30 p.m., be vacated and continued to
13 March 23, 2022 at the hour of 10:30 a.m. in Courtroom 6C.

14 DATED this 10th day of January 2022.

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17 UNITED STATES DISTRICT JUDGE
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